

EDITOR'S NOTE

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No. 86-228-CFX  
Status: GRANTED

Title: Juozas Kungys, Petitioner  
v.  
United States

Docketed:  
August 9, 1986

Court: United States Court of Appeals  
for the Third Circuit

Counsel for petitioner: Williamson, Donald J.

Counsel for respondent: Solicitor General

Entry	Date	Note	Proceedings and Orders
1	Aug 9 1986	G	Petition for writ of certiorari filed.
2	Aug 9 1986		Appendix of petitioner Juozas Kungys filed.
4	Sep 11 1986		Order extending time to file response to petition until October 9, 1986.
5	Oct 9 1986		Brief of respondent United States in opposition filed.
6	Oct 8 1986		Brief amicus curiae of Ukrainian American Bar Assn. filed.
7	Oct 15 1986		DISTRIBUTED. October 31, 1986
9	Nov 3 1986		REDISTRIBUTED. November 7, 1986
10	Nov 10 1986		Petition GRANTED. *****
12	Nov 14 1986		Order extending time to file brief of petitioner on the merits until January 12, 1987.
13	Dec 24 1986		Record filed.
14	Dec 24 1986		Certified copy of original record, 2 boxes, received.
15	Jan 10 1987		Lodging received. (10 copies).
16	Jan 12 1987		Joint appendix filed.
17	Jan 12 1987		Brief of petitioner Juozas Kungys filed.
19	Feb 5 1987		Order extending time to file brief of respondent on the merits until March 4, 1987.
20	Mar 4 1987	G	Motion of World Jewish Congress for leave to file a brief as amicus curiae filed.
21	Mar 4 1987		Brief of respondent United States filed.
22	Mar 4 1987	G	Motion of Anti-Defamation League of B'nai B'rith, et al. for leave to file a brief as amici curiae filed.
23	Mar 13 1987		CIRCULATED.
24	Mar 11 1987		SET FOR ARGUMENT. Monday, April 27, 1987. (2nd case).
25	Mar 23 1987		Motion of World Jewish Congress for leave to file a brief as amicus curiae GRANTED.
26	Mar 23 1987		Motion of Anti-Defamation League of B'nai B'rith, et al. for leave to file a brief as amici curiae GRANTED.
28	Apr 11 1987	X	Reply brief of petitioner Juozas Kungys filed.
29	Apr 15 1987	D	Motion of petitioner for leave to file a reply brief to the briefs of the amici curiae filed.
30	Apr 27 1987		Motion of petitioner for leave to file a reply brief to the briefs of the DENIED.
31	Apr 27 1987		ARGUED.
32	Jun 26 1987		The case is restored to the calendar for reargument. The parties are directed to file supplemental briefs
33	Jun 26 1987		addressing the following questions: (1) whether petition is subject to denaturalization for want of good
34	Jun 26 1987		moral character under 8 U.S.C. Sections 1451(a), 1427(a), and 1191(f)(6), with particular attention to:

Entry	Date	Note	Proceedings and Orders
35	Jun 26 1987		(a) whether the "false testimony" provision of 8 U.S.C. Section 1101(f)(6) should be interpreted to
36	Jun 26 1987		include a requirement that the false testimony concern a
37	Jun 26 1987		material fact; (b) what standards should govern
38	Jun 26 1987		the determination under 8 U.S.C. Section 1101(f)(6)
39	Jun 26 1987		whether "false testimony" has been given "for the
40	Jun 26 1987		purpose of obtaining any benefits under <u>this</u>
41	Jun 26 1987		chapter..."; and (c) whether the latter determination is
42	Jun 26 1987		one of law or fact. (2)(a) Should the materiality
43	Jun 26 1987		standard articulated in Chaunt v. United States,
44	Jun 26 1987		364 U.S. 350 (1960) be abandoned and, if so, what
45	Jun 26 1987		standard should govern the materiality inquiry under
46	Jun 26 1987		8 U.S.C. Section 1451(a); and (b) is the determination
47	Jun 26 1987		of materiality under 8 U.S.C. Section 1451(a)
48	Jun 26 1987		must any further showing be made to establish that
49	Jun 26 1987		citizenship was "procured by" that misrepresentation.
50	Jun 26 1987		The parties also may address the questions presented in
51	Jun 26 1987		the petition for certiorari. The parties are
52	Jun 26 1987		directed to file opening briefs on or before August 3,
53	Jun 26 1987		1987. Closing briefs are to be filed on or before
	Jun 26 1987		August 24, 1987. (All amicus curiae briefs are due on or
	Jun 26 1987		before August 3, 1987.)
	Jul 20 1987		SET FOR ARGUMENT. Tuesday, October 13, 1987. (1st case).
	Aug 3 1987		Supplemental brief of petitioner Juozas Kungys filed.
	Aug 3 1987		Supplemental brief of respondent United States filed.
	Aug 3 1987		Brief amicus curiae of Baltic-Ukrainian-American Compact, et
	Aug 3 1987		al. filed.
	Aug 6 1987		CIRCULATED.
	Aug 21 1987	X	Reply brief of petitioner Juozas Kungys filed.
	Aug 24 1987	X	Reply brief of respondent United States filed.
	Oct 13 1987		ARGUED.